



BEFORE THE
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FILED

04/03/23

08:00 AM

A2304001

Application of O2 Fiber, LLC for a
Certificate of Public Convenience and Necessity
to Provide Full Facilities-Based and Resold Competitive
Local Exchange and Interexchange Services

Application No. _____

**APPLICATION OF O2 FIBER, LLC
FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE FULL FACILITIES-BASED AND RESOLD
COMPETITIVE LOCAL EXCHANGE AND INTEREXCHANGE SERVICES**

(Public Version)

**CONFIDENTIAL Exhibit F and Exhibit G Contain Confidential Information
Filed Under Seal**

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Counsel for O2 Fiber, LLC

BEFORE THE
PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE FULL FACILITIES-BASED AND RESOLD
COMPETITIVE LOCAL EXCHANGE AND INTEREXCHANGE SERVICES**

Pursuant to the Rules of Practice and Procedure (the “Rules”) of the California Public Utilities Commission (the “Commission”), and the Commission’s decisions authorizing competition in California’s telecommunications markets, O2 Fiber, LLC, a Delaware limited liability company (“Applicant”), by and through its attorneys, files this application (“Application”) for a Certificate of Public Convenience and Necessity (“CPCN”) to provide: (a) full facilities-based and resold competitive local exchange service as a competitive local carrier (“CLC”) in the territories currently served by AT&T California (“AT&T”), Frontier California, Inc. (“Frontier California”), Citizens Telecommunications Company of California, Inc. d/b/a Frontier Communications of California (“Frontier Communications”), and Consolidated Communications of California Company (“Consolidated Communications”); and (b) full facilities-based and resold interexchange services as a non-dominant interexchange carrier (“NDIEC”) in California.

I. PROCEDURAL REQUIREMENTS

A schedule demonstrating Applicant’s compliance with Commission rules is attached hereto as **Exhibit A**. Pursuant to Articles 2 and 3 of the Rules, Applicant submits the following information in support of its Application.

1. Name and Address of Applicant [Rule 2.1(a)]

Applicant's official name is "O2 Fiber, LLC". Applicant is a Delaware limited liability company and has its principal place of business located at 40900 Woodward Avenue, Suite 200, Bloomfield Hills, MI 48304. Applicant has no fictitious business name and is qualified to do business in the state of California

2. Correspondence or Communications [Rule 2.1(b)]

Correspondence and communications regarding this Application should be addressed to:

With a copy to:

Bruce T. Frankiewicz
Jocelyn C. Ng
Phillips Lytle LLP
28 East Main Street
Suite 1400
Rochester, NY 14614-1935
Tel: 585-238-2033
Fax: 585-232-3141
bfrankiewicz@phillipslytle.com
jng@phillipslytle.com

Peter Sorensen
President
40900 Woodward Avenue
Suite 200
Bloomfield Hills, MI 48304
Tel: 559-475-6000
psorensen@o2fiber.com

Notices, orders, and other pleadings may be served upon these persons and such service shall be deemed to be service upon the Applicant.

3. Description of Services and Networks [Rule 3.1(e) and D.13-05-035]

Applicant seeks authority to provide full facilities-based and resold competitive local exchange and interexchange services. Applicant plans to build a fiber-based network in support of carrier and enterprise customers in California. Applicant will primarily provide point-to-point telecommunications services such as Private Line and similar services to wholesale customers (e.g., other carriers and providers) and enterprise customers. Applicant will provide services primarily using its own facilities and facilities leased from other carriers, but also seeks authority to provide service via resale arrangements. In addition, Applicant will provide dark fiber and internet access services to customers in California. Applicant provides most of its services using

fiber optic cable along with other equipment and facilities to originate, terminate, and amplify signals. Applicant will perform network and equipment maintenance necessary to ensure compliance with any quality of service requirements. Applicant will comply with all applicable Commission rules, regulations and standards, and will provide safe, reliable and high-quality telecommunications services in California.

Wherever feasible, Applicant will install or use facilities in or on existing structures. In some instances, however, existing structures or routes may not be available, and Applicant will install new infrastructure such as fiber and conduit. Such facilities will typically be constructed in response to specific requests from customer seeking facilities between particular points or along particular routes.

Applicant does not currently intend to offer voice service. However, Applicant's facilities will be capable of transmitting communications of any nature, and Applicant expects that some of its customers will use the facilities to provide regulated voice or data communications services and that other customers will use Applicant's facilities for the provisioning of Internet access service or other unregulated services. Applicant therefore requests to be granted a CPCN.¹

4. Commission Jurisdiction

Entities applying for CPCN authority must demonstrate that they meet the definition of "public utility" pursuant to the California Public Utilities Code § 216(a), which defines a "public utility" to include a "telephone corporation." California Public Utilities Code § 234(a) defines "telephone corporation" as "every corporation or person owning, controlling, operating, or managing any telephone line for compensation within this state." A "telephone line" is defined in

¹ See D.21-03-030 (granting Netly Fiber Holdings, LLC a CPCN to construct or lease telecommunications infrastructure (e.g., conduit or fiber facilities) and offer access to these facilities to support retail and wholesale telecommunications service in the state.)

California Public Utilities Code § 233 to include “all conduits, ducts, poles, wires, cables, instruments, and appliances, and all other real estate, fixtures, and personal property owned, controlled, operated, or managed in connection with or to facilitate communication by telephone, whether such communication is had with or without the use of transmission wires.” The Commission may issue a CPCN upon the applicant’s declaration that it is a telephone corporation and that it intends to offer services and operate in a fashion that brings it within the Commission’s jurisdiction.

Applicant’s business will be to own and operate telecommunications infrastructure such as conduit and fiber facilities, qualifying Applicant as an owner and operator of “telephone lines” pursuant to California Public Utilities Code § 233. Applicant will need a CPCN in order to use public infrastructure such as poles and conduit, and/or to access public rights of way, utility corridors or otherwise meet local jurisdictions’ criteria for obtaining permits to install telecommunications facilities. A declaration from Applicant’s key management personnel provided with this Application attests that Applicant will provide services under the state law definitions above and that it will be subject to the Commission’s jurisdiction.

5. Articles of Organization and Certificate of Qualification to Transact Business in California [Rule 2.2]

Applicant is a Delaware limited liability company. A copy of Applicant’s Certificate of Formation and evidence of Applicant’s Certificate of Good Standing in California are provided as **Exhibit B**.

6. Description of the Proposed Construction [Rule 3.1(a)]

As previously stated in response to Question 3, Applicant plans to build a fiber-based network in support of carrier and enterprise customers and to provide dark fiber and internet access services to customers in California. While Applicant does not yet have specific plans regarding

new construction at this time, Applicant requests authority to undertake new construction, including minor ground-disturbing activities, in the future should conditions warrant constructing and developing its network to allow flexibility to execute business opportunities as they are presented in the California marketplace. Applicant anticipates that additional facilities-based network constructions would be completed within the service areas requested in this Application.

The Commission has previously granted full facilities-based authority to many other carriers looking to undertake minor ground-disturbing activities, while not yet having specific construction locations, as those are driven by customer demand.² Applicant requests that it be allowed to utilize the review and exemption procedure for full facilities-based construction that has been approved for other similar carriers once Applicant has identified locations for construction of network facilities. Whenever Applicant wishes to obtain review by the Energy Division staff, **Exhibit C** sets forth the 21-day expedited review process used by other full facilities-based carriers. Furthermore, Applicant proposes, that at such time as G.O 170 is implemented, Applicant be authorized to exercise full facilities-based authority in accordance with the applicable provisions of G.O. 170, rather than pursuant to the foregoing 21-day expedited review process.

7. California Environmental Quality Act (CEQA) Compliance [Rule 2.4]

Pursuant to Rule 2.4(b) of the Commission's Rules of Practice and Procedure, a copy of the Proponent's Environmental Assessment ("PEA") is attached hereto as **Exhibit D**.

8. Names of Competitors and Names of Counties [Rule 3.1(b)]

² Decisions which have granted full facilities-based authority to carriers without specific construction location include: D.17-05-023, p. 8-9; D.13-07-039, p. 3-5; D.13-07-032, p. 4; D.13-02-010, p. *4-5; D.14-10-035, p. *4-8; D.15-04-012, p. *4-7; D.15-02-012, p. *4-5; D. 07-08-026, p. *5-8; D.08-12-027, p. *17-19; D.12-06-009, p. *3-5; D.16-04-025, p. *4-6; D. 09-07-043, p. *5-6; D.06-04-063, p. *3-4; D.10-01-014, p. *8-10.

Applicant will provide competitive local service in competition with those other carriers authorized by this Commission to provide similar services. Applicant notes that, pursuant to D.97-06-107 issued in Commission Proceeding R.94-02-003/I.94-02-004, CLCs are no longer required to comply with Rule 3.1(b) (formerly Rule 18 (b) and General Order 96-a, subsections (G)(1) and (2)). Thus, Applicant has not mailed its application to all potential competitors and counties. Applicant will, however, provide a copy of its Application upon request to potential competitors and counties.

9. Areas of Service (Maps) [Rule 3.1(c)]

Applicant seeks authority to provide its services in those exchanges where the Commission has authorized local competition. At present, Applicant's service may be provided in the geographic areas of California served by AT&T, Frontier California, Frontier Communications, and Consolidated Communications. In addition, Applicant seeks non-dominant interexchange authority on a statewide basis. Attached as Exhibit E is a map of the service areas where Applicant may provide service.

10. Identification of Required Franchises, Health and Safety Permits [Rule 3.1(d)]

Applicant is not aware of any health and safety permits required for the provision of the services described herein. As a Commission-certificated public utility, no municipal franchises are necessary. *See* California Public Utilities Code § 7901. Applicant will abide by all applicable local permitting requirements in carrying out the activities authorized by the Commission. Applicant will seek out any necessary permits upon development of further construction plans.

11. Facts Showing Public Convenience and Necessity [Rule 3.1(e)]

The Commission has previously determined that the public convenience and necessity require that competition be allowed in the provision of competitive local exchange service. *See* R.95-04-043/I.95-04-044. Applicant asserts that this application will serve the public interest

generally because Applicant's provision of services will result in a greater variety of telecommunications services and products in the telecommunications market. Consumers benefit from increased competition, including greater customer choice for innovative and technologically advanced telecommunications services, improved customer responsiveness, and competitive prices in California at the wholesale level and at the retail level. Applicant will expand network coverage and increase competition in areas currently served, and may also reach unserved and underserved communities in California.

Applicant will deliver its networks and service designed to meet the individual needs of communications providers for key services needed by them to transmit communications for their own customers in an efficient and cost-effective manner. The California telecommunications markets will benefit directly from Commission approval of Applicant's Application which will invigorate competition, with its attendant benefits of expanded networks and consumer access to networks, new employment opportunities, lower prices, improved customer service, and innovative new services for California carriers and their consumer customers.

12. Estimated Cost of Construction, Annual Fixed and Operating Costs and Economic Feasibility [Rule 3.1(f)]

Applicant has no current plans to undertake any specific construction of facilities. Instead, Applicant expects to commence construction activities when specific opportunities arise in the marketplace. At such time, Applicant will be able to take advantage of the opportunities as it is well-capitalized and well-funded as demonstrated by the proof of funds, filed as **CONFIDENTIAL Exhibit F**. Because Confidential Exhibit F contains highly proprietary and competitively sensitive business information, Applicant is requesting confidential treatment of **CONFIDENTIAL Exhibit F** in a Motion for Leave to File Confidential Materials Under Seal ("Motion") filed concurrently with this Application.

13. Financial Statements and Ability to Finance [Rule 3.1(g) and 2.3]

Applicant is financially qualified to offer the telecommunications services for which authority is sought. The Commission's rules require that applicants for certification to provide facilities-based service demonstrate in their applications that they possess, at a minimum, access to \$100,000 cash or cash equivalent, plus sufficient reserves to meet any carrier deposits.

Applicant anticipates that it will not be required to pay any deposits to underlying carriers in order to carry out its operations under the requested authority. Applicant confirms that these financial resources are unencumbered and will remain available to fund Applicant's working capital requirements while this Application is pending and for the first full year following grant of the expanded operating authority. For all of the reasons above, Applicant fully meets the financial qualifications set forth in the Initial Rules for Competitive Local Exchange Carriers issued in D.95-07-054 and D.96-02-072 and Rule 3.1(g) of the Rules of Practice and Procedure.

14. Proposed Rates [Rule 3.1(h)] and Tariffs

Applicant does not intend to offer basic service or switched access and therefore seeks an exemption from filing a tariff pursuant to General Order 96-B, Telecommunications Industry Rule 5. Applicant will offer its service on a non-discriminatory basis and at competitive rates but will do so through individual case basis contracts. To the extent applicable to Applicant's services, Applicant will comply with the Commission's consumer protection rules adopted in Decision 98-08-031. Should Applicant later offer such basic service or switched access, Applicant will first comply with all tariffing obligations.

15. General Order 104-A Statement [Rule 3.1(i)]

Applicant is not aware of any reportable matters pursuant to Section 2 of G.O. 104-A. Applicant will file all reports required of a public utility under Commission jurisdiction in compliance with G.O. 104-A going forward.

16. Estimated Customer Base [Rule 3.1(j)]

Applicant will primarily provide services to wholesale customers (e.g., other carriers and providers) and enterprise customers and dark fiber and internet access services to customers in California. Applicant cannot identify, at this time, the specific locations of customers that it may serve in the future. However, Applicant's estimate of its initial customers is contained in **CONFIDENTIAL Exhibit G**. This information is highly proprietary and competitively sensitive information. Therefore, Applicant also requests confidential treatment of **CONFIDENTIAL Exhibit G** in its Motion to File Under Seal filed concurrently with this Application.

17. Technical and Managerial Competence [D.95-12-056, Appendix C, D. 13-05-035, Rule. 4.A]

Applicant has the managerial and technical qualifications necessary to provide the proposed services in California. Applicant is managed by a highly skilled team with substantial expertise and experience in the communications industry, including extensive telecommunications business, technical, and managerial expertise. Descriptions of the qualifications and backgrounds for the key personnel of Applicant, including its officers and directors, are attached hereto as **Exhibit H**. These biographies reflect management's substantial communications industry experience and expertise and demonstrate that the Applicant possesses significant managerial and technical expertise operating a variety of communications services. Thus, Applicant possesses the managerial and technical qualifications necessary to operate a competitive telecommunications company in California, consistent with the Commission's requirements.

A sworn statement submitted pursuant to Ordering Paragraph 14 of D.13-05-035 is attached hereto as **Exhibit I**.

18. Request for Exemptions

Applicant requests that it be accorded the same streamlined regulatory treatment previously accorded to other CLCs as set forth in D.96-02-075 and as adopted for non-dominant interexchange carriers, including the following: Applicant seeks exemption from the provisions of PU Code Section 816-830, pertaining to the issuance of stocks and securities, and PU Code Section 851, pertaining to the transfer or encumbrance of utility assets when such transfer or encumbrance is for the purpose of securing debt. The Commission has previously concluded that NDIECs should be exempt from the provisions and requirements of PU Code Sections 816-830 and 851 (insofar as these sections pertain to the issuance of securities and transfer or encumbrance of utility property for purposes of securing debt in D.85-07-081, D.85-11-044 and D.86-08-057, as confirmed by D.90-09-032. This exemption was extended to CLCs in D.96-02-072, Ordering Paragraph 18.

Applicant further requests that it be exempted from any requirement to maintain its books and records in accordance with the Uniform System of Accounts specified in 47 C.F.R. Part 32 consistent with D.99-02-038, which relieved CLCs that are not part of an incumbent local exchange carrier corporate entity from the requirement to keep their books of account in conformance with the Uniform System of Accounts.

19. Continuous Performance Bond Requirement (D.13-05-035)

D.13-05-035 requires new and existing CPCN holders to submit a continuous performance bond in the amount of \$25,000 issued by a corporate surety company authorized to transact surety business in California with the Commission listed as an obligee on the bond. Applicant will obtain such bond and submit it to the Commission within five days of obtaining its CPCN.

20. Compliance with D.13-05-035

To the best of Applicant's knowledge, neither it, any of its affiliates, officers, directors, partners, agents, or owners (directly or indirectly) of more than 10% of Applicant, or anyone acting

in a management capacity for Applicant has: (1) held one of these positions with a company that filed for bankruptcy; (2) been personally found liable, or held one of these positions with a company that has been found liable, for fraud, dishonesty, failure to disclose, or misrepresentations to consumers or others; (3) been convicted of a felony; (4) been the subject of a criminal referral by a judge or public agency; (5) had a telecommunications license or operating authority denied, suspended, revoked, or limited in any jurisdiction; (6) personally entered into a settlement, or held one of these positions with a company that has entered into settlement of criminal or civil claims involving violations of Sections 17000, *et seq.*, 17200, *et seq.*, or 17500, *et seq.* of the California Business and Professions Code, or of any other statute, regulation, or decisional law relating to fraud, dishonesty, failure to disclose, or misrepresentations to consumers or others; (7) been found to have violated any statute, law, or rule pertaining to public utilities or regulated industries; or (8) entered into any settlement agreements or made any voluntary payments or agreed to any other type of monetary forfeitures in resolution of any action by any regulatory body, agency, or attorney general. Similarly, to the best of Applicant's knowledge, neither Applicant, any affiliate, officer, director, partner, nor owner of more than 10% of Applicant, or any person acting in such capacity whether or not formally appointed, is being or has been investigated by the Federal Communications Commission ("FCC") or any law enforcement or regulatory agency for failure to comply with any law, rule, or order.

21. SB 960 Compliance, Rule 2.1(c)

In accordance with SB 960, Applicant provides the following:

A. Proposed Category: This Application should be categorized as rate setting in accordance with Rule 7.1(e)(2) as it does not clearly fit into the categories defined in Rules 1.3 (a), (d), or (e).

B. Need for Hearing: No hearings are necessary to address the matters in this Application as it is non-controversial and does not raise any material issues of fact.

C. Issues to Be Resolved: The issues to be resolved in this proceeding are whether Applicant has met the Commission's requirements for authorization to provide the proposed services, specifically:

- (i) Whether Applicant has demonstrated sufficient technical and managerial ability for the authorization requested;
- (ii) Whether Applicant has demonstrated the requisite financial capacity required of Applicants; and
- (iii) Whether Applicant's proposed service will serve the public convenience and necessity.

Applicant submits that the information in this Application fully demonstrates that it meets all the requirements for issuance of the requested operating authority and that no further filings or proceedings are required.

D. Proposed Schedule: Applicant proposes the following schedule:

Application Filed:	March 22, 2023
Protests due:	30 days after appearance of Application on Commission Daily Calendar
Pre-Hearing Conference:	45 days after initiation of the proceeding
Final Decision Adopted:	90 days after submission

II. CONCLUSION

WHEREFORE, Applicant respectfully requests that the Commission enter a Decision granting this Application, thereby conferring on Applicant a CPCN to provide full facilities-based and resold competitive local exchange service in the service areas identified herein and facilities-based and resold non-dominant interexchange services statewide in California.

Dated at this 22nd day of March, 2023.

Respectfully submitted,

/s/ Bruce T. Frankiewicz

Bruce T. Frankiewicz
Jocelyn C. Ng
Phillips Lytle LLP
28 East Main Street
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Rochester, NY 14614-1935
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bfrankiewicz@phillipslytle.com
jng@phillipslytle.com
Counsel for O2 Fiber, LLC

LIST OF EXHIBITS

<u>Exhibit A</u>	Demonstration of Compliance
<u>Exhibit B</u>	Formation Documents and California Certificate of Good Standing
<u>Exhibit C</u>	Procedures for Obtaining Expedited Review of CEQA Exemption Request
<u>Exhibit D</u>	Rule 2.4(b) Proponent's Environmental Assessment
<u>Exhibit E</u>	Service Area Map
<u>Exhibit F</u>	Proof of Funds [CONFIDENTIAL – Filed Under Seal]
<u>Exhibit G</u>	Estimate of Initial Customers [CONFIDENTIAL – Filed Under Seal]
<u>Exhibit H</u>	Biographies of Key Management and Personnel
<u>Exhibit I</u>	Sworn Affidavit, D.13-05-035 Fitness Statement

Doc #4650803.7

Exhibit A

Demonstration of Applicant's Compliance

<i>Section of CPUC Rules</i>	<i>Application Requirement</i>	<i>Reference</i>
2.1 (a)	Name of Applicant	I.1
2.1 (b)	Correspondence or Communications	I.2
2.1 (c)	SB 960 Compliance – Scoping Memorandum Information	I.21
2.2	Certificate of Incorporation and Certificate of Qualification	I.5
2.4	California Environmental Quality Act (CEQA) Compliance	I.7
3.1(a)	A full description of the proposed construction or extension, and the manner in which the same will be constructed.	I.6
3.1 (b)	The names and addresses of all utilities, corporations, persons or other entities whether publicly or privately operated with which the proposed construction is likely to compete.	I.8
3.1 (c)	A map of suitable scale showing the location or route of the proposed construction or extension, and its relation to other public utilities, corporations, persons, or entities with which the same is likely to compete.	I.9 Exhibit E
3.1 (d)	A statement identifying the franchises and such health and safety permits as public authorities require for the proposed construction.	I.10
3.1 (e)	Statement showing that the proposed construction or extension and its operation are in the public interest.	I.11
3.1 (f)	Statement detailing estimated cost of proposed construction.	I.12
3.1 (g) and 2.3	Statements or exhibits showing the financial ability of the Applicant to render the proposed service, together with information regarding the manner in which Applicant	I.13

proposes to finance the cost of the proposed construction or extension.

3.1 (h)	A statement of the proposed rates to be charged for service to be rendered by means of such construction or extension	I.14
3.1 (i)	General Order 104-A Statement	I.15
3.1 (j)	In the case of a telephone utility, the estimated initial number of customers and their requirements	I.16
		Exhibit G
4.A	Technical and Managerial Competence	I.17

Exhibit B

Formation Documents and California Good Standing Certificate

See attached.

Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF FORMATION OF "O2 FIBER, LLC", FILED
IN THIS OFFICE ON THE SEVENTH DAY OF FEBRUARY, A.D. 2023, AT
4:37 O'CLOCK P.M.



7285773 8100
SR# 20230414098

You may verify this certificate online at corp.delaware.gov/authver.shtml

A handwritten signature in black ink, appearing to read "JB", is written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed.

Authentication: 202672618
Date: 02-08-23

State of Delaware
Secretary of State
Division of Corporations
Delivered 04:37 PM 02/07/2023
FILED 04:37 PM 02/07/2023
SR 20230414098 - File Number: 7285773

**CERTIFICATE OF FORMATION
OF
O2 FIBER, LLC**

1. The name of the limited liability company is O2 Fiber, LLC
2. The address of its registered office in the State of Delaware is 251 Little Falls Drive, in the City of Wilmington, County of New Castle, Delaware 19808. The name of its registered agent at such address is Corporation Service Company.
3. The term of the company shall be perpetual.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Formation of O2 Fiber, LLC this 7th day of February, 2023.

/s/ Gayle Aiken
Gayle Aiken, Authorized Person



STATE OF CALIFORNIA
Office of the Secretary of State
REGISTRATION
OUT-OF-STATE LIMITED LIABILITY COMPANY
California Secretary of State
1500 11th Street
Sacramento, California 95814
(916) 653-3516

For Office Use Only

-FILED-

File No.: 202355115754

Date Filed: 2/16/2023

B1510-1664 02/16/2023 11:40 AM Received by California Secretary of State

Limited Liability Company Name	
Limited Liability Company Name	O2 Fiber, LLC
Jurisdiction	
Limited Liability Company is Formed in	DELAWARE
Date LLC Was Formed in Home Jurisdiction	02/07/2023
Authority Statement	
This LLC currently has powers and privileges to conduct business in the state, foreign country or other jurisdiction entered above.	
Street Address of Principal Office of LLC	
Principal Address	40900 WOODWARD AVE SUITE 200 BLOOMFIELD HILLS, MI 48304
Mailing Address of LLC	
Mailing Address	40900 WOODWARD AVE SUITE 200 BLOOMFIELD HILLS, MI 48304
Attention	
Street Address of California Office of LLC	
Street Address of California Office	None
Agent for Service of Process	
<input checked="" type="checkbox"/> I certify the selected California Registered Corporate Agent (1505) has agreed to serve as the Agent for Service of Process for this entity.	
California Registered Corporate Agent (1505)	CORPORATION SERVICE COMPANY WHICH WILL DO BUSINESS IN CALIFORNIA AS CSC - LAWYERS INCORPORATING SERV Registered Corporate 1505 Agent
Consent to Service of Process	
The Secretary of State is appointed as the agent of the foreign (out-of-state) limited liability company for service of process if the agent has resigned and has not been replaced or if the agent cannot be found or served with the exercise of reasonable diligence.	
Consent to service of process extends to service of process directed to the foreign (out-of-state) limited liability company's agent in this state for a search warrant issued pursuant to California Penal Code section 1524.2, or for any other validly issued and properly served search warrant, for records or documents that are in the possession of the foreign (out-of-state) limited liability company and are located inside or outside of this state. This shall apply to a foreign (out-of-state) limited liability company that is a party or a nonparty to the matter for which the search warrant is sought. For purposes of this consent "properly served" means delivered by hand, or in a manner reasonably allowing for proof of delivery if delivered by United States mail, overnight delivery service, facsimile, or any other means specified by the foreign (out-of-state) limited liability company, including email or submission via an Internet Web portal, the foreign (out-of-state) limited liability company has designated for the purpose of service of process.	

B1510-1665 02/16/2023 11:40 AM Received by California Secretary of State

Electronic Signature	
<input checked="" type="checkbox"/> By signing, I affirm under penalty of perjury that the information herein is true and correct and that I am authorized to sign on behalf of the out-of-state LLC.	
<i>Jimmy Frye</i>	<i>02/16/2023</i>
Signature	Date

Delaware

The First State

Page 1

B1510-1666 02/16/2023 11:40 AM Received by California Secretary of State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "O2 FIBER, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE FIFTEENTH DAY OF FEBRUARY, A.D. 2023.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "O2 FIBER, LLC" WAS FORMED ON THE SEVENTH DAY OF FEBRUARY, A.D. 2023.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN ASSESSED TO DATE.



7285773 8300
SR# 20230522738

You may verify this certificate online at corp.delaware.gov/authver.shtml

A handwritten signature of Jeffrey W. Bullock in black ink, written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed.

Jeffrey W. Bullock, Secretary of State

Authentication: 202716139
Date: 02-15-23

Page 3 of 3



Secretary of State Certificate of Qualification / Registration

I, SHIRLEY N. WEBER, PH.D., California Secretary of State, hereby certify:

Entity Name: O2 Fiber, LLC
Entity No.: 202355115754
Registration Date: 02/16/2023
Filing Type: Limited Liability Company - Out of State
Formed In: DELAWARE

The above referenced entity complied with the requirements of California law in effect on the Registration Date for the purpose of qualifying to transact intrastate business in the State of California, and that as of the Registration Date, said entity became and now is duly registered, qualified and authorized to transact intrastate business in the State of California, subject however, to any licensing requirements otherwise imposed by the laws of this State and that the entity shall transact all intrastate business within California under the Entity Name as set forth above.

No information is available from this office regarding the financial condition, status of licenses, if any, business activities or practices of the entity.



IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of February 16, 2023.

SHIRLEY N. WEBER, PH.D.
Secretary of State

Certificate No.: 083232122

To verify the issuance of this Certificate, use the Certificate No. above with the Secretary of State Certification Verification Search available at bizfileOnline.sos.ca.gov.

Exhibit C

Procedures for Obtaining Expedited Review of CEQA Exemption Request

Prior to ground-disturbing construction, Applicant will provide the Commission Energy

Division with:

- A detailed description of the proposed project, including:
 - Customer(s) to be served;
 - The precise location of the proposed construction project; and
 - Regional and local site maps.
- A description of the environmental setting, including at a minimum:
 - Cultural, historical, and paleontology resources;
 - Biological resources; and
 - Current land use and zoning.
- A construction work plan, including:
 - Commission Preconstruction Survey Checklist-Archaeological Resources;
 - Commission Preconstruction Survey Checklist-Biological Resources;
 - A detailed schedule of construction activities, including site restoration activities;
 - A description of construction/installation techniques;
 - A list of other agencies contacted with respect to siting, land use planning, and environmental resource issues, including contact information; and
 - A list of permits required for the proposed project
- A statement of the CEQA exemption(s) claimed to apply to the proposed projects; and
- Documentation supporting the finding of exemption from CEQA.

- The Commission's Energy Division shall then review the submittal and shall notify Applicant of either its approval or its denial of Applicant's claim for exemption from CEQA review within 21 days from the time that Applicant's submittal is complete.
- If the Commission's Energy Division approves Applicant's claimed CEQA exemption(s), the staff shall prepare a Notice to Proceed (NTP) and file a Notice of Exemption with the State Clearinghouse, Office of Planning and Research.
- If the Commission's Energy Division disapproves Applicant's claimed CEQA exemption(s), the staff shall issue to Applicant a letter which states the specific reasons that the claimed CEQA exemption(s) do not apply to the proposed project.
- If the Commission's Energy Division disapproves Applicant's claimed CEQA exemptions(s) and Applicant wishes to pursue the project, Applicant shall either redesign the specific project and facilities and then reapply for a finding of exemption from CEQA, or file a formal application with the Commission seeking the requisite approval and full CEQA review, before commencing any full facilities-based construction activities.

Exhibit D

Rule 2.4(b) Proponent's Environmental Assessment

Applicant intends to provide infrastructure facilities (i.e., a fiber-based network) in California, which Applicant plans to construct to customer locations. Applicant will primarily provide point-to-point telecommunications services such as Private Line and other similar services to wholesale customers (e.g., other carriers and providers) and enterprise customers and dark fiber and internet access services to California customers. Applicant will provide services primarily using its own facilities and facilities leased from other carriers, but also seeks authority to provide service via resale arrangements. Applicant provides most of its services using fiber optic cable along with other equipment and facilities to originate, terminate, and amplify signals. Applicant does not currently own or lease facilities in California but plans to construct facilities to provide its services.

Applicant expects that outside plant construction ordinarily will be small in scale, consisting of construction of relatively short conduit routes, installations of poles or conduit, and installation or construction of other small above-ground facilities. Further, such construction generally will occur in existing roadways or other previously developed and disturbed rights-of-way.

As the Commission has recognized, previously, it can be expected that such projects will fall within one or more categorical exemptions under CEQA. *See, e.g.,* Decision 13-07-032, which granted full-facilities-based authority to Vodex Communications Corporation, subject to compliance with an expedited 21-day environmental review process.

To assure that there will be no significant adverse environmental impacts from any such construction, Applicant will follow the procedure described in Decision 13-07-032 to establish

whether or not CEQA exemptions apply. This procedure is described in the opening paragraphs of the instant application. If a determination is made that the proposed construction is not exempt, Applicant will file a new application for approval of the contemplated project. Applicant submits that the foregoing process assures that there is no possibility that grant of the instant application may have a significant adverse effect on the environment.

Service Area Map

[illegible]

Exhibit F

Proof of Funds

FILED CONFIDENTIALLY

Exhibit G

Estimate of Customers

FILED CONFIDENTIALLY

Exhibit H

Biographies of Key Management and Personnel

PETER SORENSEN

215 W Fallbrook Ste 203, Fresno, CA 93711

559-261-4444

pls@unwiredbb.com

QUALIFICATIONS

Peter Sorensen, President, CFO has over 25 years of Telecom background and 20 years in wireless internet. Peter brings RF expertise to the team as well as general communications knowledge. His management skills lead the team through project development and strong "Good Business" practices.

PROFESSIONAL EXPERIENCE

unWired Broadband Inc, Fresno, CA
President

2003-Present

- Manage financial and accounting functions. Accountability extends to financial statements, profit loss / cash flow analysis, and management of lines of credit. As management team member, participates in strategic planning, including expense forecasting, tax planning, and cash management/investment strategies.
- The company's main growth in the past years was driven by merger/acquisitions.
- Senior Network Engineer responsible for the design, implementation, administration, monitoring, maintenance & repair of the state wide IP transport network and associated router and switches.

Communication Systems Installation, Clovis CA

1998 – 2003

- Installation of Lucent PBX Systems and Key telephone systems throughout the state of California. Engineered and implemented first Wireless ISP Network in Fresno CA.

Quocom Inc, Fort Collins CO

1994 - 1998

- Research and development with imbedded systems programming for long distance telephone equipment.

LDDS Metromedia, Westlake Village CA

1990 - 1994

- Lead technician for installation and testing of all DS1, DS3 circuits throughout the state California.

Call Savers Long Distance Services, Clovis CA

1988 - 1990

- Lead technician for installation of all telecommunication circuits into Class 5 switching systems in the Central San Joaquin Valley.

Comvest Long Lines, Fresno CA

1984 - 1988

- Installation technician for long distance telephone equipment at customer premises. Worked with Pacific Bell on all pre/post bankruptcy billing accounts.

United Telephone Company, Tyler TX

1982 - 1984

- Installed and maintained all Class 4/5 Central Offices for delivering telephone service throughout Central Texas.

ITT North Electric Company, Johnson City TN

1977 - 1982

- Installation of ITT Digital Central Office Class4/5 equipment throughout the United States and overseas.

■ 6568 N Winery Ave
■ Fresno, CA
■ 559-430-6029
■ troy.klinger@yahoo.com

Troy A Klinger

Summary of Qualifications

24 years of telecommunications experience working with customers to assess their business requirements, develop strategic solutions, and building networks to fulfill those requirements.

Experience: 2015-Present

unWired Broadband – Fresno, CA Director of Network Operations, Level 3 Engineering Manager, Sales Engineer

- Responsible for the overall performance and availability of the unWired network, and information technology
- Asses current network capacity, predict growth, provide network augment plans and budgets, and manage implementation
- Oversee, budget, manage, and direct the Technical Support, Level II Engineering, Level III Engineering, Capacity Management, and Information Technology departments

2012 - 2015

tw telecom/Level3 Communications Central Office Engineer/Planner

- Planned fiber optic networks including equipment specification and selection, route planning.
- Managed fiber ring capacity and oversubscription and created projects to add capacity as needed.
- Assisted sales associates by providing equipment costs and technical specifications for potential fiber builds
- Establish new network configurations, technologies and best planning practices
- Identify current potential problems in the network, define appropriate solutions, and initiate work to correct the issues
- Provided technical assistance to splice teams and installation technicians during fiber builds

2006-2012

tw telecom – Fresno, CA Network Technician

- Completed fiber optic cable characterization testing including OTDR, chromatic dispersion, and PMD testing
- Installed, troubleshoot, maintained, and configured optical network equipment including SONET and Ethernet
- Installed, tested, and supported customer connections on tw telecom's fiber optic and type II networks

Hi-Tech Home

2004-2006	Owner/Partner <ul style="list-style-type: none"> Established a new business to fulfill a need in Central California for a reliable high end consumer electronics provider Established and develop new customer relationships through networking and partnerships Effectively lead and manage employees to increase productivity and engagement Developed strong relationships with local customers and contractors
1998-2004	MCI WorldCom Field Engineer <ul style="list-style-type: none"> Identified fiber optic cable issues and completed repairs using OTDRs, light meters, and fusion splicers Customer support and service for all fiber customers in assigned region Installed, troubleshoot, maintained, configured, and provisioned frame relay equipment Isolated and repaired customer/network-related problems Troubleshoot and repaired satellite, microwave, DWDM, SONET, and frame relay circuits Responded to underground service alerts, marked cable location using as-builts and locating equipment
1993-1998	United States Army E-6 Staff Sergeant/Drill Sergeant <ul style="list-style-type: none"> Repaired and maintained microwave and fiber optic systems Responsible for the maintenance and operation of 20 mobile tropospheric scatter and 8 mobile satellite communications shelters. Troubleshoot and repaired complex microwave and satellite communications systems Served as an electronics maintenance facility (ELM) foreman responsible for the supervision and training of up to ten technicians
Education:	Certificate of Training/ Distinguished Honor Graduate
1993-1994	US Army 31P School. Focused on basic electronic theory, data communications, telephony switching, and principles of RF transmission systems
1994	Certificate of Training/ Honor Graduate
	US Army Satellite communications school 7A. Focused on satellite communications theory and equipment
Certifications	<ul style="list-style-type: none"> CCENT Cisco ID No. CSC011814783 VMware Certified Associate – Data Center Virtualization FCC General Radio Telephone Operator License number PG-GB-047617

Robert A. Carstens

Fresno, CA
(559) 360-7335
Rcarstens991@gmail.com

Experience

Unwired Broadband, Fresno, CA 2021-Present

Level 3 Engineering Manager

- Manage both the Network Engineering and Software Engineer teams consisting of 9 individual contributors
- Responsible for core network design, installation, and maintenance
- Responsible for all software development and automation except ERP/CRM systems
- Assist with designing and implementing network automation company wide to improve existing processes and reduce support times

Unwired Broadband, Fresno, CA 2018-2021

Level 3 Network Engineer

- Responsible for core network configuration changes
- Assisted with hardware and network upgrades network wide
- Managed BGP peering with all external paid and SFI peers
- Assisted designing and planning network topology overhauls in numerous facilities
- Performed day to day operational tasks on routers and switches network wide

BCT Consulting, Fresno, CA 2016-Present

Vice President, Managed Services

- Oversee all monthly and subscription based service offerings
- Manage team of 10 engineers and support staff
- Responsible for new product design, cost analysis, and viability forecasting
- Successfully improved support efficiency and cut direct operating costs by 15% in first 12 months
- Successfully drove 2x growth over two year span
- Responsible for designing, installing & maintaining all in house datacenters and co-location facilities
- Responsible for all high level network design and architecture

BCT Consulting, Fresno, CA 2011-2016

Senior Network Engineer

- Supported 35+ clients with 20-250 employees each
- Responsible for designing, installing & maintaining all in house datacenters and co-location facilities
- Responsible for auditing and maintaining HIPPA compliance for clients
- Consulted/Designed large network and server installations for all clients and in house systems, including project deadlines and goals
- Built and maintained datacenter HA server clusters, Multi-Tenant Exchange and SharePoint environments
- Built and maintained all datacenter SAN arrays and networks
- Responsible for designing/configuring PTP & PTMP wireless links

Fowler Unified School District, Fowler, CA 2005-2011

Assistant Systems Administrator

- Installed and maintained Microsoft Windows servers and network infrastructure.
- Introduced and installed web based Helpdesk and inventory tracking system.
- Responsible for all server room/wiring closet design and installation; including layout, power, and cooling.
- Assisted with student information system installation and migration

Education

- **California State University Fresno 2009- 2015 (3.1 GPA)**
Bachelor of Sciences degree in Electrical Engineering

Skills

- Analytically minded to solve both technical and business process issues
- Successful in negotiating with vendors and contractors to minimize costs and maximize performance
- Able to communicate effectively to manage projects and meet deadlines
- Experience with managing high performing, technical teams
- Experienced in designing high availability/clustered servers and network infrastructure
- Experienced in designing server rooms and data centers
- Experience with many server platforms including; Windows Servers, VmWare ESXi, Containers, Exchange, and SQL
- Experienced with full line of Dell, Cisco, Ubiquiti, MikroTik, HP, and Palo Alto servers, switches, routers, access points, and firewalls
- Experienced with Cisco Catalyst, Nexus, ASA, ISR, and ASR platforms
- Experience with PLC networks and automated controls
- Experienced with all common routing and switching protocols

References

References are available upon request

Sean L. Moss
Coarsegold, CA
smoss942@gmail.com
(559-203-4552)

Summary

I have over 30 years of combined experience in Cable Television and Telecommunications, with a strong focus on Outside Plant Engineering and Management. My background demonstrates upward mobility throughout my career with a strong work ethic and exceptional people skills. I'm looking for an opportunity that will challenge my skills and ability, as well as provide me with an advancing future.

Experience

unWired Broadband LLC

Fresno, CA

05/2020 – Present

Outside Plant Director

- Responsible for unWired Broadband's recent FTTH initiative. Working closely with our 3rd party Design Team to address any issues or concerns identified during the design phase, identify qualified OSP Contractors for the RFP process & work with city officials to help them better understand the FTTH Project Scope.
- Lead a team responsible for facilitating and coordinating all outside plant engineering which includes tower builds, network expansions, augments, tower relocations and/or upgrades & RF microwave systems.
- Provide accurate capital estimates in support of local sales organization.
- Responsible for the management of all tower related projects. Including new Intra-Area Towers, Expansion Towers and augments to existing tower locations.
- Responsible for coordinating and negotiating site lease agreements for new and existing tower locations, including any associated amendments and lease renewals.
- Identify and implement process improvements to ensure sustained growth, by analyzing cost-benefit ratios of equipment, supplies, or service applications in an infrastructure environment.
- Manage our CAD design team to ensure all drawings are accurate and meet municipality requirements, for permit submission and approval.

10/2016 – 05/2020

Fresno, CA

Operations Engineer

- Responsible for facilitating and coordinating all outside plant engineering, which includes tower builds, network expansions, augments, tower relocations and/or upgrades & RF microwave systems.
- Created a Construction Drawing Package, to be used for requesting building permits, from cities and counties throughout the Central Valley.
- Coordinate tower builds by ensuring all appropriate applications and notifications are submitted timely, and all necessary permitting is processed, as applicable. Effectively plan and communicate with appropriate utilities to ensure project power needs are met.

- Ensure accurate pricing by preparing cost estimates by studying blueprints, plans, and related customer documents, consulting with engineers, architects, and other professional and technical personnel. This includes preparation of CAD drawings for tower structure and sites for submission to tower owners and/or county/city permitting approvals and routing.
- Engineer microwave paths for new and augmented tower sites, coordinate with FCC for licensing requirements, including obtaining prior-coordination notice.
- Submit cost estimates on microwave systems for approval and facilitate coordination with Tower Teams and Project Manager to ensure proper and timely installation.

Time Warner Telecom / TW Telecom / Level 3 Communications

02/2015 – 10/2016

Orlando, FL

Operations Manager

- Daily responsibilities included leading a team of engineers and technicians in maintaining a network consisting of nearly 3,000 miles of fiber, 900 on-net buildings, a geographical footprint of 12,000 square miles and monthly revenue of \$4M
- Responsible for all outside plant fiber engineering which includes building laterals, network expansions, plant relocations, maintenance and emergency restoration
- Maintain and update fiber management databases
- Provide capital estimates in support of local and national sales organizations
- Oversee new service provisioning, scheduling, preventative maintenance and trouble ticket activity
- Ensure performance results meet or exceed established intervals

12/2012 – 02/2015

Orlando, FL

Engineering Manager

- Responsibilities included leading a team of central office electronics engineers, outside plant engineers and warehouse personnel
- Responsible for all OSP Engineering, including building laterals, network expansions, plant relocations, maintenance and emergency restoration.
- Responsible for all engineering of voice, Internet and data services and deployment of network electronics for TDM, DWDM and Metro Ethernet architectures
- Provide network analysis and capital estimates in support of local and national sales organizations
- Maintain and update fiber management database
- Manage all network capacity and implement optimization plans as needed
- Fiduciary responsibilities included annual capital spending of over \$10M

03/2008 – 12/2012

Memphis, TN /Little Rock, AR

Sr. Outside Plant Engineer

- Oversee & coordinate all Network construction and activation.
- Responsible for all SONET & ETHERNET ring design
- Well versed in the use of Lucent and Cisco equipment.
- Provide support for Sales and Engineering for both markets.
- Maintain accurate records in the OSPInsight Database
- Provide estimates for Building Entry & Network construction

06/2003-03/2008

Memphis, TN

Outside Plant Engineer

- Oversee & coordinate all Network construction and activation.
- Responsible for all SONET & ETHERNET ring design
- Well versed in the use of Lucent and Cisco equipment.
- Provide support for Sales and Engineering.
- Implement OSPInsight Fiber Management System
- Provide estimates for Building Entry & Network construction

04/2001-10/2002

Memphis, TN

Operations Manager (Installation)

- Oversee all Test and Turn-up of new Circuits.(Switch & Transport)
- Responsible for Test and Turn-up of all Transport Electronics in the field and the Central Office.
- Assist in Network Design.
- Provide support to local and national sales teams, providing accurate timelines and updates.
- Manage personnel efficiently, in order to provide support to our Maintenance Dept.

04/1998 – 04/2001

Memphis, TN

Outside Plant Manager

- Oversee all building entry construction and activation.
- Responsible for all outside plant network expansion.
- Responsible for all SONET ring design
- Well versed in the use of Lucent and Cerent SONET equipment.
- Provide support for Sales and Installation when required.

Time Warner Communications

10/1997 – 04/1998

Memphis, TN

Lead Engineering Project Specialist

- Engineered all outside plant construction for the Time Warner Telecom group.
- Coordinated the installation of all CATV plant status monitoring equipment.
- Coordinated installation of all CATV status monitoring computer software
- Developed and implemented CATV status monitoring maintenance program
- Supervised multiple contractors and interfaced with all phases of the division engineering staff.

04/1994 – 10/1997

Memphis, TN

Engineering Project Specialist (Fiber Upgrade)

- Involved on a daily basis in all phases of the system upgrade including system verification, node location, design and amp identification.
- Responsible for power supply location and installation requests.
- Coordinated all power supply activity with local utilities
- Worked with Alternate Axs group to engineer all outside plant construction

07/1989 – 04/1994

Memphis, TN

Tech II/Tech IV/CLI Tech/Line Tech

- Covered all phases of field operations as well as some head-end work.
- Handled repairs at the home to repairs and maintenance of feeder and all attendant electronics
- Preventive maintenance on trunk and all attendant electronics

Education

06/1986 – 06/1987

Edison Community College

Fort Myers, FL

Undergraduate Studies

References

References are available upon request



SHAUN ZENDNER

SOFTWARE DEVELOPMENT DIRECTOR

SUMMARY

Highly experienced software developer with 26 years of experience, 13 of which were in the Fixed Wireless Industry. Strong technical leadership and management skills, with a proven track record of integrating software and cloud-based applications, leveraging APIs, and providing expertise and guidance for data migration.

SKILLS & QUALIFICATIONS

- 26 years of experience as a developer and 13 years in the Fixed Wireless Industry
- Extensive experience in integrating software and cloud-based applications using APIs
- Strong technical leadership skills with a willingness to jump in and do whatever it takes to get the job done
- Excellent management and communication skills



BIOGRAPHY

Shaun began his career in computer programming as a high school freshman, when he was invited to join a senior-level C++ class. He also took on a challenge to learn new computer languages, which led to a job opportunity with his father. Over the next 12 years, Shaun gained valuable experience working for multiple Housing Authorities and Water Districts alongside his father. During this time, he was also offered a part-time job at unWired Broadband. Shaun took on both jobs and, after a few short years, went full-time at unWired Broadband. With his existing skills and the fast-paced growth of the company, Shaun's responsibilities expanded to include Salesforce and Zuora administration. He played a key role in the company's transition to a new CRM and quickly advanced from a web designer to his current position as the Software Development Director.



PROFESSIONAL EXPERIENCE

unWired Broadband

Software Development Director | 2022 – Present

- Serve as a key contributor to the leadership team.

- ✿ Work closely with department managers and directors to implement improvements.
- ✿ Provide expertise and guidance for API integrations and data migration.
- ✿ Directly manage the development team and conduct performance reviews
- ✿ Oversaw the successful automation of processes that saved the company hundreds of hours per month, including:
 - Building a Salesforce flow utilizing Zuora's API and workflows to automate upgrades, cancellations, and collections
 - Scheduling workflows to automatically apply unapplied payments and credit memos starting with the oldest invoice first

Senior Salesforce Development Manager | 2021 – 2022

- ✿ Managed the fast-paced queue of support/project requests from sales, marketing, finance, human resources, engineering, scheduling, billing, operations, and IT support departments
- ✿ Guide and mentor staff as needed
- ✿ Clearly communicate project expectations and solutions to clients and other team members.
- ✿ Gather requirements and design quality solutions
- ✿ Implemented Salesforce Service Cloud Voice with Amazon Connect.
 - Wrote Lambda code to update data in Salesforce
- ✿ Setup Zuora Advance Payment retry. When a customer's credit card is soft decline, we notify the customer and attempt to retry the payment in 24 hours
- ✿ Assisted with getting the FCC and BDC Submitted bi-annually

Salesforce Lead Developer | 2020 – 2021

- ✿ Designed various types of email templates in HTML and Visualforce for an auto-response to customers and field operations
- ✿ Experience in Apex, VisualForce, Lightning Components, Force.com IDE, SFDC APIs, SOSL, SOQL, SOAP or REST based web services, SQL, XML, and JavaScript
- ✿ Experience utilizing development frameworks and libraries, such as the Lightning Component Framework, Salesforce Lightning Design System, and jquery

- Maintained data cleanliness and accuracy by adding custom validation rules, custom formulas, reports, and dashboards
- Configured and implemented Congasign with custom code that when document has been signed an email goes to the customer inviting them to our web portal to add a payment method which then updates the salesperson to generate the install case

Salesforce Development Supervisor | 2018 – 2020

- Maintained test coverage for all the classes and triggers and supporting deployment activities
- Designed, developed, and deployed Apex Classes, Controller Classes, and Apex Triggers for various functional needs in the application
- Wrote VisualForce pages with API to get public and private IP address from our IPAN software (EIP)
- Implemented the Email to Case functionality to automatically generate a case when a customer is under a DDOS attack. Utilized Apex triggers to extract data from the email and populate relevant fields, locate the customer based on their IP address, and associate the case with the corresponding opportunity. Additionally, setup notifications to alert the support department of the incident
- Managed and Resolved Cases includes Creating & Automating Support Process, Configure Web-To-Case, Case Que, Assignment Rule, Case Escalation Rule, Workflow Rule on Case Object, Reports for Open Cases, etc
- Configured and integrate third-party apps compatible with Salesforce. This included Geopointe, Marketing cloud, and SMS Magic
- Trained employees and continued to manage and delegate all the companies request for Salesforce
- Met with managers to identify issues and areas of potential improvement

Salesforce Admin/Developer | 2016 – 2018

- Developed an in-house purchase order system with a hierarchy of approval processes.
- Designed and managed requests for all the departments using Salesforce Ideas. This handled bugs, reports, and feature enhancements. This send automated emails and reminders to the department and the user who created the request if additional feedback was needed.
- Configured and integrate third-party apps compatible with Salesforce. This included Pardot, Inside Sales telephony system, Skedulo Field Service, DocuSign.
- Created user groups and configure workflows and assignment rules to enable proper routing of leads to the marketing members.

- ✿ Designed and deployed Custom tabs, validation rules, Approval Processes and Auto-Response Rules for automating business logic.
- ✿ Configured Profiles and Administrative permissions to grant/deny users access to platform features. Created Customized dashboards for the case team members to keep track of the cases assigned to them and to share insight across the company
- ✿ Implemented pick lists, filed dependencies, lookups, master-detail relationships, validation, and formula fields to the custom objects.
- ✿ Customized Marketing application to create a web to lead forms, Campaign to lead forms, assigning tasks, and managing workflows.

Developer | 2013 – 2016

- ✿ Designed and built an order form using PHP and MySQL.
- ✿ Migrated a legacy production system (Rodopi) into two cloud-based Enterprise systems (Salesforce and Zuora) with the Owner Pete Sorenson.
 - This included tens of thousands of customer records being imported over a weekend and going live with 100% success.
- ✿ Moved all our customers credit cards into new billing system.
- ✿ Became the Salesforce and Zuora Administrator.
- ✿ Designed the Salesforce database architecture.
- ✿ Worked on data migration from databases to SFDC using Data Loader.

Web Designer | 2010 – 2013

- ✿ Design, develop, maintain, and update a variety of websites as assigned.
- ✿ Update web style sheets and pages on a regular basis and as required.
- ✿ Coordinate various web pages with appropriate links and multimedia elements.

Ecosoft Computer Solutions Co-Owner | 2009 – 2016

- ✿ Continuing and building upon tasks as outlined in prior work experience.
- ✿ Developed new software and trained end users on-site.

- Managed a team of developers.
- Made presentations for Housing Authority Directors and Senior Management.

Developer | 1997 – 2009

- Enhancing and supporting a relational database application for several Housing Authorities.
- Handling Housing Authority software development, database administration, system administration, future requirements planning and user support.
- Implementing major improvements in automation of administrative and operational procedures, including distributed-database updates, data integrity checks, data transmission processes, managerial status reports and data backup, which allowed programmers more time to work on upgrading and development tasks.
- Working with Interactive UNIX and a variety of other languages and platforms to complete project.
- Created/supporting a Windows Program that communicates with a Linux application that retrieves personal information to index, link scanned documents, then encrypt scanned document with 128bit encryption.
- Created/Supporting Linux Hand Held Touch Screen Home Inspection Software.
- Converting dBase applications to run on Windows and Linux Operating Systems.
- Supported/Enhanced a Legacy dBase Program for a Water Irrigation District (9 years).



SKILLS

- Apex, VisualForce, Lightning Components, Force.com IDE, APIs, SOSL, SOQL, SOAP or REST based web services, SQL, XML, JavaScript, Lambda, Zuora workflows, Liquid, PHP, Python, HTML 5, CSS, Linux, Dbase, Recital, C++, C#, Visual Basic, and Excel

James M. Frye
jfyre@o2investment.com

EDUCATION

Kalamazoo College <i>Bachelor of Arts, Economics</i> <ul style="list-style-type: none">• Dean's List• Member of the Investment Club• Studied Abroad at Universidad Nebrija• Kalamazoo College Football (Captain)	Kalamazoo, MI May 2013
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PROFESSIONAL EXPERIENCE

O2 Investment Partners, LP <i>Midwestern-based private equity firm that seeks to invest in lower middle market manufacturing, niche distribution, and select service and technology businesses.</i>	Bloomfield Hills, MI
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Vice President	2022-Current
Sr. Associate	2020-2022
Associate	2018-2019

- Participated in all activities, including but not limited to, add-on acquisitions, strategic planning, cash flow forecasting, capital structuring and valuation analysis for the following O2 Investment Partner portfolio companies:
 - unWired Broadband Holdings, LLC (Board Member): Provider of fast, reliable internet in rural and underserved areas.
 - Frontier Dental Laboratory Holdings, LLC (Board Member): Leading cosmetic dental laboratory providing crowns, dentures, and tooth replacement products to dental practices throughout the North America and Europe.
 - Vessco Holdings, LLC: Value-added distributor of equipment and services for process, flow control, pumps and automation controls related to municipal water/wastewater and industrial customers across the United States.

GCA <i>GCA is a global investment bank that provides strategic M&A, capital markets and private funds advisory services to growth companies and market leaders.</i>	San Francisco, CA 2016-2017 2013-2016
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- Associate**
Analyst
- Performed all functions typical of an investment banking associate and analyst including, but not limited to creation of marketing materials, financial analysis, valuation analysis, data rooms, responding to diligence requests from third-party diligence providers.

ADDITIONAL INFORMATION

- Interests: Hiking, snow skiing, water sports, boating, football, basketball, and spending time with my dog Sunny

Patrick R. Corden
pcorden@o2investment.com

EDUCATION

Northwestern University – Kellogg School of Management
Master of Business Administration, Finance & Management

Evanston, IL
May 2014

Michigan State University
Bachelor of Business Administration, Finance

East Lansing, MI
May 2007

PROFESSIONAL EXPERIENCE

O2 Investment Partners, LP

Bloomfield Hills, MI

Midwestern-based private equity firm that seeks to invest in lower middle market manufacturing, niche distribution, and select service and technology businesses.

Partner

2014–Current

- Member of the Investment Committee
- Participated in all activities, including but not limited to, add-on acquisitions, strategic planning, cash flow forecasting, capital structuring and valuation analysis for the following O2 Investment Partner portfolio companies:
 - **Modular Devices Holdings, LLC (Chairman of the Board):** The industry leader in providing mobile cardiac cath and angiography lab solutions during lab renovations, program start-ups and expansions, and for emergency support.
 - **unWired Broadband Holdings, LLC (Chairman of the Board):** Provider of fast, reliable internet in rural and underserved areas.
 - **Vessco Holdings, LLC (Vice Chairman of the Board):** Value-added distributor of equipment and services for process, flow control, pumps and automation controls related to municipal water/wastewater and industrial customers across the United States.
 - **SIB Fixed Cost Reduction (Chairman of the Board):** Focuses on reducing overhead costs for companies in various industries.
 - **Alpha Precision Group (Board Member):** Pioneer in material and process improvement technologies that have helped to both shape and advance the powder metallurgy industry.
 - **MHC Software, Inc. (Board Member):** Offers a flexible SaaS platform that automates the change of business-critical information, streamlining inefficient processes.
 - **Fairhaven Integration Services (Board Member):** Provides unparalleled installation services in support of inside plant activity for data center, hyperscale, telecommunication and cable MSO customers across the United States.
 - **CCSI Networks (Board Member):** Full-service wireless communications project and site management firm.

Duff & Phelps
Senior Associate

Chicago, IL
2010–2012

UHY Advisors
Senior Staff Consultant

Chicago, IL
2007–2010

ADDITIONAL INFORMATION

- Interests: College football and basketball, golf, paddle tennis, and spending time with my wife and our three daughters

Exhibit I

Sworn Affidavit, D.13-05-035 Fitness Statement

SWORN AFFIDAVIT

(Pursuant to D.13-05-035)

My name is Peter L. Sorensen. I am the President of O2 Fiber, LLC ("Applicant") and I am authorized to make this Verification on behalf of Applicant. My personal knowledge of the facts stated herein has been derived from my employment with the Applicant. I verify, based on my personal knowledge and/or on information and belief, the following on its behalf:

1. Applicant agrees to comply with all federal and state statutes, rules, and regulations, and state contractual rules and regulations, if granted the request as stated in this application; and
2. I have read the attached Application for a Certificate of Public Convenience and Necessity of O2 Fiber, LLC and certify that, to the best of my knowledge, the statements contained therein are true and correct.
3. In the event Applicant's request for a CPCN is granted, Applicant agrees to post a continuous bond (i.e., there is no termination date on the bond) performance bond equivalent to in the amount of \$25,000 for the first year of operation or 10% of intrastate revenue (for subsequent years), issued by a corporate surety company authorized to transact surety business in California, and with the Commission listed as the obligee on the bond. Further, I will provide a copy of the executed performance bond to the Director of the Communications Division with the written notification to the Commission of acceptance of operating authority.
4. Applicant certifies that, to the best of Applicant's knowledge, neither Applicant nor anyone involved with Applicant as an affiliate, officer, director, partner or owner of more than 10% of Applicant, or anyone acting in a management capacity for Applicant, has:
 - a) held one of these positions with a company that has filed for bankruptcy,
 - b) been associated with a telecommunications carrier that filed for bankruptcy,
 - c) been personally found liable, or held one of these positions with a company that has been found liable, for fraud, dishonesty, failure to disclose, or misrepresentations to consumers or others,
 - d) been convicted of a felony,
 - e) been the subject of criminal referral by a judge or public agency,
 - f) had a telecommunications license or operating authority denied, suspended, revoked, or limited in any jurisdiction,
 - g) personally entered into a settlement, or held one of these positions with a company that has entered into settlement of criminal or civil claims involving

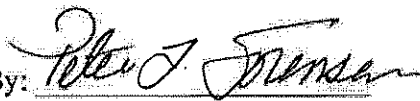
violations of sections 17000 *et seq.*, 17200 *et seq.*, or 17500 *et seq.* of the California Business & Professional Code, or of any other statute, regulation, or decisional law relating to fraud, dishonesty, failure to disclose, or misrepresentations to consumers or others,

- h) been found to have violated any statute, law, or rule pertaining to public utilities or other regulated industries, or
- i) entered into any settlement agreements or made any voluntary payments or agreed to any other type of monetary forfeitures in resolution of any action by any regulatory body, agency, or attorney general.

5. Applicant certifies that, to the best of Applicant's knowledge, neither Applicant, any affiliate, officer, director, partner, nor owner of more than 10% of Applicant, or any person acting in such capacity whether or not formally appointed, is being or has been investigated by the Federal Communications Commission or any law enforcement or regulatory agency for failure to comply with any law, rule or order.

I affirm and declare under penalty of perjury under the laws of the State of California, including Rule 1.1 of the California Public Utilities Commission's Rules of Practice and Procedure, that, to the best of my knowledge, all of the statements and representations made in this Application are true and correct.

Dated: 3.21.2023

By: 
Name: Peter L. Sorensen
Title: President

NOTARY BLOCK

State of California

County of Fresno

Subscribed and sworn to (or affirmed) before me on this 21 day of March, 2023, by Peter Sorensen, President of O2 Fiber, LLC, personally known to me or proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Seal Please See attachment

Signature 